

**GOVERNMENT OF TELANGANA
ABSTRACT**

Public Servants – Panchayat Raj & Rural Development Department - Allegation of corruption, misappropriation of funds etc. against 1) Sri Bhukya Nehru Naik, Ex-Sarpanch, 2) Sri Bala Rajaiah, former Panchayat Secretary, 3) Sri B. Veera Prathap, former Panchayat Secretary, and Sri Bukka Sanjeeva, JABC (Retired) of Mahabubabad Gram Panchayat, Warangal District - Disciplinary Proceedings against Sri Ch. Bala Rajaiah, Panchayat Secretary, under Rule 20 of Andhra Pradesh Civil Services (CC&A) Rules, 1991 – Articles of charge – Issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG.II) DEPARTMENT

G.O.Rt.No.687,

Dated:05.11.2015.

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ORDER:-

It is proposed to hold an enquiry against Sri Ch. Bala Rajaiah, former Panchayat Secretary, Mahabubabad Gram Panchayat of Warangal District, in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (CC&A) Rules, 1991.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the enquiry is proposed to be held is set out in the enclosed statement of articles of charges and imputation of misconduct in support of article of charge as Annexure-I . A list of documents by which and a list of witnesses by whom the articles of charges are proposed to be sustained are also enclosed (Annexure-II, III and IV).

3. Sri Ch. Bala Rajaiah, former Panchayat Secretary, Mahabubabad Gram Panchayat of Warangal District is directed to submit within ten (10) days of the receipt of this order, a written statement of his defence.

4. Sri Ch. Bala Rajaiah, former Panchayat Secretary, Mahabubabad Gram Panchayat of Warangal District is informed that an enquiry will be held only in respect of those articles of charges as are not admitted. He should, therefore, specifically admit or deny the each article of charge.

5. Sri Ch. Bala Rajaiah, former Panchayat Secretary, Mahabubabad Gram Panchayat of Warangal District, is further informed that if he does not submit his written statement of defence on or before the date specified in Para-3 above, further action will be processed based on the material available.

6. Sri Ch. Bala Rajaiah, former Panchayat Secretary, Mahabubabad Gram Panchayat of Warangal District, is invited to the Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964, no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to her service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt within these proceedings, it will be presumed that Sri Ch. Bala Rajaiah, former Panchayat Secretary, Mahabubabad Gram Panchayat of Warangal District, is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

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- 7.** The receipt of the G.O. shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

**S.P. SINGH
SPECIAL CHIEF SECRETARY TO GOVERNMENT**

To

Sri Ch. Bala Rajaiah, former Panchayat Secretary,
Mahabubabad Gram Panchayat of Warangal District
through the Director, PR&RE, Hyderabad.

The Director, PR&RE, Hyderabad. (with a request
to serve and return the dated acknowledged).

Copy to:-

The Director General, Anti-Corruption Bureau, Hyderabad.

The Vigilance Commissioner,

Telangana Vigilance Commission, Hyderabad.

SF/SC.

// FORWARDED BY :: ORDER //

SECTION OFFICER.

ANNEXURE-I

(Annexure to G.O.Rt.No.687, PR&RD (Vig.II) Dept., Dated.05.11.2015)

**STATEMENT OF ARTICLE OF CHARGE FRAMED AGAINST SRI CHERIYALA
BALARAJAIAH, FORMER PANCHAYAT SECRETARY, MAHABOOBABAD
GRAMPANCHAYAT OF WARANGAL DISTRICT.**

That Cheriya Balarajaiah, S/o Late Ramaiah, Joined in Government Service on 01.12.1976. While he was working as Panchayat Secretary at Mahabubabad Gram Panchayat during the period from 2007-2008 has involved in many irregularities in spending of the Gram Panchayat funds in collusion with 1) Bhukya Nehru Naik, Sarpanch of Mahabubabad Gram Panchayat 2) Bolla Veera Prathap, Panchayat Secretary, formerly of Mahabubad Gram Panchayat, 3) Sri Bukka Sanjeeva, former JABC of Grampanchayat Mahabubabad of Warangal District without following the rules of Gram Panchayat and thereby failed to maintain absolute integrity in violation of APCS(Conduct) Rules, 1964.

Thus Sri Cheriya Balarajaiah, by his above mentioned acts exhibited lack of integrity, devotion to duty & conduct un-becoming of a Government Servant and thereby violated Rule 3(1) (2) of A.P.C.S(Conduct)Rules, 1964.

**S.P. SINGH
SPECIAL CHIEF SECRETARY TO GOVERNMENT**

SECTION OFFICER.

ANNEXURE-II

(Annexure to G.O.Rt.No.687, PR&RD (Vig.II) Dept., Dated.05.11.2015)

STATEMENT OF IMPUTATIONS OF MISCONDUCT OR MISBEHAVIOR IN SUPPORT ARTICLE OF CHARGES FRAMED AGAINST SRI CHERIYALA BALARAJAIAH, FORMER PANCHAYAT SECRETARY, MAHABOOBABAD GRAMPANCHAYAT OF WARANGAL DISTRICT.

That Sri Cheriya Balarajai, S/o Late Ramaiah is native of Aknoor Village of Cherial Mandal. His date of birth is 14.11.1958. He was enlisted into the government service on 01.12.1976. He worked as Panchayat Secretary from 30.03.2004 to 16.11.2007 and while working in the afore said capacity, he was placed under suspension from 16.11.2007. His date of attaining superannuation is 30.11.2016. He is hereinafter referred as Government Servant.

That Sri Ch.Balarajaiah, during the period from 2007-2008, while working as Panchayat Secretary of Gram Panchayat, Mahabubabad he involved in many irregularities and misappropriated the Gram Panchayat funds in collusion with Sarpanch & Sri Veera Pratap, Panchayat Secretary to a tune of Rs.28,51,765.00 Mahbubabad of Warangal District without following the rules of Gram Panchayat.

During the course of enquiry conducted by the Anti-Corruption Bureau officials, Warangal, it is established that, said Cheriala Bala Rajaiah in collusion with Sarpanch & Sri Veera Pratap, Panchayat Secretary and committed irregularities in spending the Gram Panchayat funds in 12 aspects as mentioned below.

IRREGULARITIES:

1. Cheriya Balarajaiah, Bhukya Nehru Naik, Bolla Veera Prathap and Bukka Sanjeeva committed irregularities in purchasing of bleaching Powder worth Rs.1,87,000/- per year 2007-2008 without seeking resolutions from Gram Panchayat or inviting tenders. Whenever either the Sarpanch or the Panchayat Secretary needed money they raised a voucher showing purchase of bleaching powder.
2. They have spent an amount of Rs.7,000/- towards cellphone bills of GP staff during the years 2007 and 2008.
3. They have spent an amount of Rs.92,226.00 towards court expenses neither getting the resolution from the Gram Panchayat nor seeking permission from the District Collector.
4. They have committed irregularities by spending towards refund of deposits Rs.3,65,075.00 without maintaining the income and expenditure accounts for the year 2007-08. They have not mentioned any expenditure under the Deposit Head in their Annual Income and Expenditure Statement for the year 2007 and 2008, but as part of the Monthly Income and Expenditure Statements they have mentioned Rs.89,575/- as expenditure under the same head by entering the amount of Rs.50,650/- in June, 2007 and Rs.38,925/- in October, 2007 respectively as expenditure. Further there is variation between the Annual Income and Expenditure Statement and Monthly Income and Expenditure Statement for the year 2007-08. Therefore due to improper maintenance of income and expenditure. Further there variation between monthly expenditure of Rs.89,575/- under deposited.
5. They have drawn an amount of Rs.19,16,464/- through eight cheques during the month of December -2007, but as part of the statements given to the members of Gram Panchayat it was mentioned as Rs.6,90,551/- as expenditure. They didn't bring in to notice of Gram Panchayat members about the drawn amount of Rs.19,16,464/-.

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6. Number of agriculture lands were converted into house plots by the AOs Cheriyal Balarajaiah, Bhukya Nehru Naik, Bolla Veera Prathap and Bukka Sanjeeva without getting permission for duly making lay outs. The Panchayat Secretaries have failed to revert such un-permitted lay-outs. They have not taken any steps to prevent such irregular house plotting. There by Gram Panchayat incurred loss of income by way of fees and 10% donating land (Green belts).
7. As per the Government orders all the payments have to be made through cheques only except the salaries. But Cheriyal Balarajaiah, Bhukya Nehru Naik, Bolla Veera Prathap and Bukka Sanjeeva have drawn amounts through self cheques and paid the cash to the concerned as contract deposits, paper ads expenditure, Photostats expenditure and sanitation labours charges without taking proper receipts and committed irregularities in spending of GP funds.
8. They have gave permissions to change the names of owners for the open lands, without layout permission which caused huge loss in lay out fees of the Gram Panchayat and they have changed the names of open site owners and issued the ownership certificates, without getting the resolution from the Gram Panchayat committee and resorted to the mutation in the names of persons more than once of the same open plot.
9. They have committed irregularities in calling of tenders for the Sanitation of work for the year 2008-2009. During the tenders of sanitation work four tenders were quoted. Out of which the minimum bid was Rs.600/- and maximum was Rs.2,000/-. Instead of giving tender to the lowest bidder, the tender was given to their person who found the highest bid & passed a resolution to sanction the amount Rs.28,50,000-00 for sanitation work of Gram Panchayat.
10. They have committed irregularities by showing the expenses of Rs.3,39,000.00 for distribution of drinking water through tankers by drawing the said amount on the name of an unknown contractor. The amount was spent without inviting tenders and without taking administrative sanction from the District Collector.
11. They have committed irregularities by violating the provisions in returning the work deposits of the contractors who use to put deposits on their allotted works. They drew the above deposits of Rs.3,65,075/- through self cheques and harassed the contractors in paying their work deposit amounts.
12. The every Gram Panchayat has to prepare a budget allotment for the different items of expenditures for every financial year. The Mahabubabad Gram Panchayat Sarpanch and Panchayat Secretaries have not prepared any statement of allotment of budget and not drafted Gram Panchayat committee resolution for the year 2007-08, unless there is no budget allotment and also approval of the Divisional Panchayat Officer, the Gram Panchayat Sarpanch and Panchayat Secretaries cannot make any expenditure. As per the G.O.Ms.No.69, Panchayat Raj & Rural Development Department, Dated: 29.2.2000, Rule 2&3 says that the budget has to be prepared by the Gram Panchayat and approved by the Divisional Panchayat Officer, further no single expenditure is made without the same including in the budget. As such the function of Gram Panchayat and performance of Panchayat Secretary and Sarpanch found to be illegal and irregular, thus it construed to be a mollified intention to misappropriate the money of Gram Panchayat.

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Thus the said Sri Cheriya Balarajaiah, by his above mentioned acts has exhibited lack of integrity, devotion to duty and conduct unbecoming of a Government Servant and thereby contravened rule 3(1) (2), of APCS(Conduct) Rules 1964.

The Government servant has therefore rendered himself liable for regular departmental action for major penalty.

S.P. SINGH
SPECIAL CHIEF SECRETARY TO GOVERNMENT

SECTION OFFICER.

ANNEXUE-III

(Annexure to G.O.Rt.No.687, PR&RD (Vig.II) Dept., Dated.05.11.2015)

**LIST OF WITNESSES IN SUPPORT OF ARTICLE OF CHARGE FRAMED
AGAINST SRI CHERIYALA BALARAJAIAH, FORMER PANCHAYAT
SECRETARY, MAHABOOBABAD GRAMPANCHAYAT OF WARANGAL DISTRICT**

1. Sri.Nomula Narsimhaiah, Ex-MLA, Nakrekal Constituency of Nalgonda District.
2. Statement of Bukka Sanjeeva, S/o Buchiramaiah age 59 Years, R/o H.No.6-1-95 Mah'bad, retired JABC of G.P. Mah'bad.
3. Statement of Sri Muthyala Balaraj S/o Achaiah age.54 Years, Occ: JABC R/o H.No.6-2-99/3 of Mahabubabad, Warangal District.
4. Statement of Anumandla Venkat Reddy, S/o Ramaiah, age 50 years, H.No.1-4-112/2/15, Housing Board Ma'bad. Bill Collector G.P. Mah'bad.
5. Statement of Puchakayala Muthaiah, S/o Kasaiah, H.No.1-2-62/2, Hanumanathunigadda, Mah'bad Jwan G.P. Mah'bad.
6. Statement of Erukulla Srinivas, S/o Yellaiah, age.37 years, SC, H.No.1-2-67/23, Harijana wada, Mah'bad. Jwan G.P. Mah'bad.
7. Statement of Dandu Venkatramaiah, S/o Yellaiah age.54 years, H.No.1-2-67/8/A Harijana wada, Mah'bad. Fltter G.P. Mah'bad.
8. Statement of Pippala Venkateshwar Rao, S/o Krishna Murthy, age 44 years H.No.6-1-118/8, Bhatsing colony, Mah'bad supervisor, NMRVC. G.P. Mahabubabad.
9. Statement of Sri Sumapu Somaiah S/o Lingaiah age, 42 years, Occ: Upasarpnach G.P. Mahabubabad, R/o H.No.1-6-98, Gummunuru street, Mahabubabad.
10. Statement of Sri Bhukya Bhim Singh S/o Lala Singhage 40 years, Occ;7th Ward Members Mah'bad G.P. President of Sundaraiah thanda, Mah'bad, (V&M) of Warangal District.
11. Statement of Smt.D.Naga Lakshmi W/o Venkanna, Age;37 years Occ.1st ward member of Mahabubabad G.P. President of mandula Bazar, Mah'bad,(V&M) of Warangal District.
12. Statement of Sri D.Ramamurthy S/o Rama Swamy, Age 49 years, Occ:11th Ward member, G.P. Mah'bad R/o H.No.3-5-11/1 Hanman Bazar, Mah'bad Warangal District.
13. Statement of Sri Adla Ramesh, S/o Venkataiah, age 37 years, Occ: 3rd Ward Member of G.P Mah'bad R/o H.No.1-4-24 Shekar Kana Gadda Mah'bad, Warangal District.
14. Statement of Sri Komakula Rajeshwar Rao S/o Mallaiah, Age.42 Years, Occ:14th Ward member, G.P. Mah'bad Mah'bad, Warangal District.
15. Statement of Smt.Badavath Rajeshwari W/o Janardhan Age, 35 years, Occ:20th Ward member G.P. Mah'bad R/o (V&M) Mah'bad.
16. Statement of Sri Puli Nagaiah S/o Laxmaiah, Age 57 years, Occ:16th Ward member, Mah'bad G.P. President of Venkateshwara Board, Mah'bad, (V&M) Warangal District.

S.P. SINGH
SPECIAL CHIEF SECRETARY TO GOVERNMENT

SECTION OFFICER.

ANNEXUE-IV

(Annexure to G.O.Rt.No.687, PR&RD (Vig.II) Dept., Dated.05.11.2015)

LIST OF DOCUMENTS IN SUPPORT OF ARTICLE OF CHARGE FRAMED AGAINST SRI CHERIYALA BALARAJAIAH, FORMER PANCHAYAT SECRETARY, MAHABOOBABAD GRAMPANCHAYAT OF WARANGAL DISTRICT.

1. Bills of Sindhuja Enterprises, dt:13-9-2007 for Rs.1,06,000/-
2. Bills of Rajyam Traders of Mahabubabad, dt.7-3-2008, for Rs.27,000/- and For Rs.54,000/-.
3. Cash Book.
4. Resolution Book.
5. Only hand receipts given by the G.P. staff
6. Cash receipts given by G.Elisha Advocate standing council High Court Hyderabad for Rs.13750/- . This Receipt over written from Rs.2570 to Rs.13750/-.
7. Cash receipts given by G.Elisha Advocate standing council High Court Hyderabad for Rs.2750/-.
8. Cash receipts given by Sai Reddy, Advocate Mah'bad for Rs.3226/-.
9. Cash receipts given by G.Elisha Advocate standing council High Court Hyderabad for Rs.11000/-. This Receipt over written from Rs.2570 to Rs.11,000/-
10. Cash receipts given by G.Elisha Advocate standing council High Court Hyderabad for Rs.8250/-.
11. Cash receipts given by g.Elish Advocate standing council High Court Hyderabad for Rs.5000/-.
12. Cash receipts given by G.Elish Advocate standing council High Court Hyderabad for Rs.2750/-.
13. Cash receipts given by G.Elish Advocate standing council High Court Hyderabad for Rs.5500/-. This Receipt over written from Rs.2570 to Rs.5500/-.
14. Income and Expenditure statement for the year 2007-08 Cash Book (G.P. Cash book, Twelfth financial commission funds Cash book, and state finance commission funds cash book.
15. Lay-out Register of G.P. Mah'bad.
16. House construction permission register.
17. File no.A3/3/GPM/08 of Sri Bashikarla Ravi.
18. File.No.A3/2/GPM/08 of Sri Panjaia Yakantam
19. File.No.A3/30/GPM/08 of Sri Gyaneshwar
20. File.No.A3/335/GPM/08 of Sri Degala Madhusudhan Reddy.
21. File.No.A3/591/GPM/08 of Sri Bandaru Suraiah.
22. File.No.A3/155/GPM/08 of Sri G.Rama Devi.
23. File.No.A3/1181/GPM/08 of Sri Orugonda Venkanna.
24. File.No.A3/41/GPM/08 of Sri Daramssoth Thirupathi.
25. File.No.A3/221/GPM/08 of Smt.Veldi Kamalamma.

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- 26.File.No.A3/1324/GPM/08 of Smt.Maraboina Padma.
- 27.File.No.A3/565/GPM/08 of Sri Oodduturu Ramesh.
- 28.Mutation Register.
- 29.File.No.A3/589/GPM/07 of Sri Mothukuri Jalendra Chary.
- 30.File.No.A3/586/GPM/0 of Sri Chudi Linga Reddy.
- 31.File.No.A3/587/GPM/07 of Smt.Chudi Prabhavathi.
32. File.No.A3/7633/GPM/07 of Smt Vemula Jyothi.
- 33.File.No.A3/271/GPM/07 of Smt.Akula Leelavathi.
- 34.File.No.A3/534/GPM/07 of Sri Mogili Srinivas Reddy.
- 35.File.No.A3/464/GPM/07 of Sri Sd.Akthar.
- 36.File.No.A3/329/GPM/07 of Sri Sri Gangadhara Srinivas.
- 37.File.No.A3/778/GPM/07 of Sri Kanrakonda Srishailam.
- 38.File.No.A3/190/GPM/07 of Sri Resu Venkanna.
- 39.File.No.A3/3/GPM/08 of Sri Bashikarla Ravi.
- 40.File.No.A3/2/GPM/08 of Sri Panjala Yakantam.
- 41.File.No.A3/30/GPM/08 of Sri Gyaneshwar.
- 42.File.No.A3/335/GPM/08 of Sri Degala Madhusudhan Reddy.
- 43.File.No.A3/591/GPM/08 of Sri Bandaru Suraiah.
- 44.File.No.A3/155/GPM/08 of Sri G.Rama Devi.
- 45.File.No.A3/1181/GPM/08 of Sri Orugonda Venkanna.
- 46.File.No.A3/41/GPM/08 of Daramssoth Thirupathi.
- 47.File.No.A3/221/GPM/08 of Smt.Veldi Kamalamma.
- 48.File.No.A3/1324/GPM/08 of Smt.Maraboina Padma.
- 49.File.No.A3/565/GPM/08 of Sri Oodduturu Ramesh.
- 50.225/1GPM/08/A2 Sanitation work at Kotta Bazar, Maha-bad-20 labours.
- 51.225/2GPM/08/A2 Sanitation work at old Bazar, Maha-bad-20 labours.
- 52.225/3GPM/08/A2 Sanitation work at old Bazar Maha-bad-15 labours.
- 53.225/4GPM/08/A2 Water Supply at Maha-bad-15 labours.
- 54.225/5GPM/08/A2 Sanitation work at Maha-bad-20 labours.
- 55.225/6GPM/08/A2 Sanitation work at Maha-bad-15 labours.
- 56.225/7GPM/08/A2 Sanitation work at Maha-bad-10 Rikshas.
- 57.225/7-1GPM/08/A2 Sanitation work at Maha-bad-5 Bullack Carts.
58. Measurement Book No.BW/7/2006.
- 59.File Estimations note file for Rs.1,77,269/-.
- 60.File Estimations note file for Rs.1,62,218/-.
61. Irsalnama registers (Book of Tax/Cash Collection).

S.P. SINGH
SPECIAL CHIEF SECRETARY TO GOVERNMENT

SECTION OFFICER.